

I hereby certify that this correspondence is being filed via  
EFS-Web with the United States Patent and Trademark Office  
on May 13 2009

TOWNSEND and TOWNSEND and CREW LLP

By: Dee Hill

PATENT

Attorney Docket No.: 022259-001010US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

GARREN et al.

Application No.: 10/524,643

Filed: February 10, 2005

For: METHODS AND IMMUNE  
MODULATORY NUCLEIC ACID  
COMPOSITIONS FOR PREVENTING  
AND TREATING DISEASE

Customer No.: 20350

Confirmation No. 1611

Examiner: Minnifield, Nita M.

Technology Center/Art Unit: 1645

SUPPLEMENTAL RESPONSE TO  
RESTRICTION REQUIREMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Commissioner:

In response to the Restriction Requirement mailed February 13, 2009, please enter the following amendments and remarks. This amendment is accompanied by a two-month Request for Extension of Time, extending the time for responding until May 13, 2009.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.